

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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TEHUITZIL,

Plaintiff,

- against -

PEARL STREET DINER, et al.,

Defendants.  
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: 08 Civ. 8742 (RMB)  
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**ORDER OF DISCONTINUANCE**

Based upon Defendants' letter, dated March 20, 2009, indicating that "the parties have reached a settlement in principle," it is hereby

**ORDERED**, that the above-entitled action be, and the same hereby is, discontinued; provided, however, that the Plaintiff or Defendants may apply, on or before April 6, 2009 (noon), by letter showing good cause why this action should be restored to the calendar of the undersigned.

**SO ORDERED.**

Dated: New York, New York  
March 23, 2009

*RMB*

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Richard M. Berman, U.S.D.J.

